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On September 18, 2003

TOWNSEND and TOWNSEND and CREW LLP

By: Jay M. Marshall

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE –
EXAMINING GROUP 1638**

PATENT

Attorney Docket No.: 085760-000000US
Client Ref. No.: AR001US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

MITSUHARA et al.

Application No.: 08/805,813

Filed: February 26, 1997

For: PATHOGEN-RESISTANT
PLANTS AND METHOD FOR
PRODUCTION THEREOF

Customer No.: 20350

Confirmation No. 2736

Examiner: Kubelik, Anne R.

Technology Center/Art Unit: 1638

**AMENDMENT UNDER 37 CFR 1.116
EXPEDITED PROCEDURE EXAMINING
GROUP 1638**

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Sir:

In response to the Final Office Action mailed July 25, 2003 for the above-referenced application, please enter the following amendments and remarks. A petition for an extension of time for response for one month from August 30, 2003 (the date the Notice of Appeal was received) to September 30, 2003 accompanies this Amendment.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.